

**REGULAR SESSION OF THE
BRIGHAM CITY COUNCIL
OCTOBER 7, 2010**

PRESENT:	Dennis Fife	Mayor
	Bruce Christensen	Councilmember
	Scott Ericson	Councilmember
	Ruth Jensen	Councilmember
	Bob Marabella	Councilmember
	Tyler Vincent	Councilmember
ALSO PRESENT:	Rick Bosworth	Human Resource Coordinator
	Jim Buchanan	Emergency Services Director
	Dave Burnett	Public Power Director
	Mary Kate Christensen	City Recorder
	Blake Fannesbeck	Public Works Director
	Jared Johnson	Community Development Manager
	Paul Larsen	Economic Development Director
	Bruce Leonard	City Administrator
	Chris Marx	Golf Pro
	Kirk Morgan	City Attorney
	Tyler Pugsley	Public Works Assistant Director
	Jason Roberts	Finance Director
	Paul Tittensor	Chief of Police

Mayor Fife called the meeting to order. The Reverence Period was given by President Robert Davis of the LDS Brigham City Stake. The Pledge of Allegiance was recited.

**PUBLIC COMMENT
CONSENT**

New Hire, Public Works
New Hire, Senior Center
Appointments to the Advisory Council on Aging

NEW BUSINESS

Approval of Fourth Amendment of Water Supply Agreement
Formation of Review Panel to Review Special Area Assessment Participant Concerns

UNFINISHED BUSINESS

Approval of Ordinance Establishing the Brigham City Cycling Committee
Report on 700 South 200 West Warrant Study

PLANNING COMMISSION BUSINESS

Amendment to Chapter 29.02 of the City Code to Modify the "Educational Institution" Definition
Amendment to Chapter 29.12 of the City Code to Include "Public Buildings, Existing Building Only"
with Stipulations as a Conditional Use in All Districts within Chapter 29.12

MAKING LIFE BETTER - DEPARTMENT REPORTS

Update on Ruby Pipeline
Records Management System/Computer Aided Dispatch

PUBLIC COMMENT

There were no comments from the public.

CONSENT

New Hire, Public Works

It was recommended Christopher Richards be hired as a Grounds Maintenance Worker I, Grade 37, effective October 8, 2010.

New Hire, Senior Center

It was also recommended Gary Baron be hired as the Senior Center Programs Coordinator, Grade 40, effective October 8, 2010.

Appointments to the Advisory Council on Aging

It was recommended Leon Jeppesen and Darwin Jensen be appointed to the Advisory Council on Aging.

MOTION: A motion to approve the Consent Agenda was made by Councilmember Ericson, seconded by Councilmember Jensen and unanimously carried.

NEW BUSINESS

Approval of Fourth Amendment of Water Supply Agreement

Mr. Leonard came forward and explained that this is an agreement between Brigham City Corporation and the Bear River Water Conservancy District. The City entered into an agreement with the District in the mid 1990s to sell surplus water to them to serve the Harper Ward area. Every five years the agreement is amended. The price was adjusted to \$266 per acre foot.

MOTION: Councilmember Marabella made a motion to approve the fourth amendment of a water supply agreement with the Bear River Water Conservancy District. Councilmember Christensen stated that he would abstain from the vote because he serves on the Conservancy District Board. The motion was seconded by Councilmember Ericson. Councilmember Ericson, Councilmember Jensen, Councilmember Marabella and Councilmember Vincent voted aye. Councilmember Christensen abstained. The motion carried.

Formation of Review Panel to Review Special Area Assessment Participant Concerns

Mayor Fife stated that the Council held a work session to discuss the formation of a review panel to review concerns from participants of the Special Area Assessment (SAA). It was recommended Fred Randall, Jaye Poelman, LouAnn Christensen, Councilmember Jensen and Councilmember Christensen serve on the panel.

MOTION: Councilmember Vincent made a motion to approve the SAA panel, the motion was seconded by Councilmember Ericson and unanimously carried.

UNFINISHED BUSINESS

Approval of Ordinance Establishing the Brigham City Cycling Committee

Mr. Larsen came forward and explained that this is a 7-member committee. They will develop bylaws for operations and determine when and how often to meet. There will be a staff member from the Police Department, Public Works and Community Development.

MOTION: Councilmember Marabella made a motion to approve the ordinance establishing the Brigham City Cycling Committee, seconded by Councilmember Vincent and unanimously carried.

Report on 700 South 200 West Warrant Study

Mr. Fannesbeck and Chief Tittensor came to the table. Mr. Fannesbeck reported that the 700 South 200 West intersection received a score of 14. It requires a warrant of 16 to have a reduced speed school zone. The current speed limit is 25 mph. The study showed that over the entire day, 85% of the drivers were driving 29 mph on 700 South. However, during school times, the average was 25 mph and slower.

The intersection does not meet the warrant for a reduced speed school zone or flashing lights, but the City can choose to have a crossing guard, whether it be a paid guard or volunteer.

The Mayor said he thought he read in the analysis that for elementary schools the gap analysis is not applicable. He asked Mr. Fannesbeck to look into this.

Councilmember Christensen asked how the students are getting to school if they aren't walking on 700 South. Mr. Fannesbeck said there were 102 students that cross at this intersection. Councilmember Ericson said there are over 500 students at Lakeview Elementary School. This means that there are 400 students that

either crossing somewhere else, coming from the south, or someone is dropping them off. Councilmember Christensen said it may be that parents are not allowing their students to walk because they are concerned about their safety and they have not established a routine yet. Mr. Fonnesbeck felt this was a possibility.

Mayor Fife said he talked to an individual who volunteered he and his wife to be a crossing guard. Chief Tittensor stated that Lakeview is having a PTA meeting next week and the principal is going to pursue getting more volunteers.

Councilmember Ericson asked if the current speed zone factors into the equation for not having a reduced speed school zone. Mr. Fonnesbeck replied that it does. Councilmember Ericson suggested increasing the speed on 700 South and see if it would qualify.

Mayor Fife felt that a lot of parents are taking their children to school because of the safety issue. Councilmember Ericson added that it is a long way from Forest Street to 700 South. It is over a mile. That is a long way for small children that are 7-8 years old to walk. The Chief agreed, adding that even if it were a safer crosswalk they would probably still drive their children. The Mayor felt that at a minimum, the City should put cross guards at this intersection. If there are no volunteers, the City should look at how much it would cost. Councilmember Christensen suggested waiting to see what the Lakeview Safety Committee comes up with. The Council agreed to have a volunteer crossing guard at the intersection if Lakeview can get volunteers. If not, this will be discussed again.

Mayor Fife added that the City should keep the 4-way stop at 200 South and 200 West. The Council agreed. This will be discussed further after the Lakeview Safety Committee meets and it is determined whether they can provide volunteer crossing guards.

PLANNING COMMISSION BUSINESS

Amendment to Chapter 29.02 of the City Code to Modify the "Educational Institution" Definition

Mr. Johnson came forward and explained that a few weeks ago the Council passed a temporary land use ordinance. This and the following ordinance finalizes that ordinance. This amendment modifies the definition of an "Educational Institution." Mr. Johnson explained that the Council has two options for the definition, one is the proposed amendment that was done with the temporary land use and another that is recommended by the Planning Commission. The Planning Commission felt that some of the language was repetitive. Staff did not agree, but felt that either definition accomplishes what is needed.

MOTION: Councilmember Ericson made a motion to approve the amendment to Chapter 29.02 to modify the "Educational Institution" definition. The motion was seconded by Councilmember Jensen. Councilmember Marabella asked which definition he is approving. Councilmember Ericson stated for the first definition. Councilmember Marabella stated that he appreciated staff's recommendation for the first recommendation; however, he felt it was important to support the Planning Commission. Councilmember Jensen agreed. Councilmember Ericson withdrew his motion.

MOTION: Councilmember Marabella moved to approve the amendment to Chapter 29.02 using the Planning Commission recommendation, seconded by Councilmember Ericson and unanimously carried.

Amendment to Chapter 29.12 of the City Code to Include "Public Buildings, Existing Building Only" with Stipulations as a Conditional Use in All Districts within Chapter 29.12

Mr. Johnson explained that this is a modification to Chapter 29.12 to add Public Buildings as a conditional use. This would be for existing buildings only. It is further defined as no outside storage of equipment or materials that are normally prohibited by the regulating zone, correctional or jail facilities, police, fire or ambulance stations, or similar type of uses. No multi-shift hours of operation. The building(s) shall be used by the public for the transaction of public or quasi-public business.

MOTION: Councilmember Christensen made a motion to amendment Chapter 29.12 of the City Code to include "Public Buildings, Existing Building Only" as presented. The motion was seconded by Councilmember Marabella and unanimously carried.

MAKING LIFE BETTER - DEPARTMENT REPORTS

Update on Ruby Pipeline

Mr. Buchanan came forward and stated that the Ruby Pipeline construction reached Brigham City about ten days. They have completed to the Beecher Spring Area. They have stopped construction there and have now moved to the Harper Ward Area where they will cross Highway 38 and work south. They will meet the Beecher Spring property working up the hill. They are working six days a week. They will begin doing testing on the completed pipeline in December 2010. Natural gas has to be to the Utah/Nevada border in January 2011 in order to keep their contract commitments. Mr. Buchanan added that City staff has made arrangements to take the Council and Mayor to the site once the trench is dug and the welded pipe is in the ground without having to go through the required training. Prior to testing, the City will hold an open house to make people aware of the unique sounds that the testing will produce. Mr. Buchanan has been working with the construction managers and have received a copy of their Emergency Action Plan in case something goes wrong with the pipeline during the construction. Staff has also had meetings with the General Manager of Operations. Once the line is completed and gas is flowing through, they will begin working with City staff and members of the City and County in case there is a disaster of some kind with that pipeline. They will do table top exercises so they are prepared before the gas is turned into the line. Councilmember Marabella asked how Ruby is managing their own safety. Mr. Buchanan replied that they have divided the project into spreads. Spread 2B is the east bench. There is a lead safety officer, a lead environmental officer and two assistants. They are coordinating Jared and Mr. Buchanan. They hold safety meetings every morning. He has not heard of any safety incidents. Councilmember Marabella said one of their workers is renting from him and he said they are forecasting working 17 hours per day six days a week. This creates a fatigue factor and increases the safety risk. Mr. Buchanan said he assumes that El Paso and Ruby will not be putting their employees at risk or violate the law.

Records Management System/Computer Aided Dispatch

Chief Tittensor reported that the Police Department has been using the Spillman Records system for 8-10 years. It is an older DOS system. A year ago law enforcement in Box Elder County started looking at other systems that would be cheaper, faster, more reliable and easier to upgrade and maintain. They decided on E-Force from Cache County. The ongoing fees for Spillman are \$90,000/year. The ongoing fees for E-Force are \$38,000/year for five years. The funds for this new system is in the budget for the Spillman Program. Brigham City is the largest user in the group so they will be the licensee and will collect funds from the other agencies and pay it to the vendor.

A motion to adjourn to a Redevelopment Agency Meeting was made by Councilmember Ericson. The motion was seconded and carried unanimously. The meeting adjourned at 8:05 p.m.